## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

WILLIAM DIXON, : Case No. 1:21-cv-142

Plaintiff, : Judge Susan J. Dlott

v. : ORDER ADOPTING THE REPORT

AND RECOMMENDATION AND

MARC THERIAULT, : DISMISSING THIS ACTION

WITHOUT PREJUDICE

Defendant.

:

This matter is before the Court on the Magistrate Judge's Report and Recommendation (Doc. 6) that Defendant's Motion to Withdraw be granted. No objections have been filed.

Plaintiff moved to withdraw this action without prejudice to avoid paying filing fees (Doc. 5), and the Magistrate Judge recommended that the Court grant Plaintiff's motion and dismiss this action without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2). The Court has reviewed *de novo* the filings in this matter and hereby adopts the Report and Recommendation (Doc.6).

Accordingly, Plaintiff's Motion to Withdraw (Doc.5) is hereby **GRANTED**. The case is dismissed without prejudice, and this matter shall be terminated from the Court's docket.

IT IS SO ORDERED.

Dated: July 26 0

Judge Susan J. Dløtt

United States District Court